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COCHIN LEGISLATIVE COUNCIL PROCEEDINGS

OFFICIAL REPORT, LEGISLATIVE SESSION 1120

Friday, *the* $\frac{\textit{8th December 1944}}{\textit{23rd Vrischigam 1120}}$

The Council met in the Council Hall, Ernakulam, at half past Eleven of the Clock with the Hon'ble the President (Sir GEORGE BOAG, K.C.I.E., C.S.I.) in the Chair.

Messrs. C. Kunhan Nambudiripad, B. M. Peter, V. K. Kutty, H. J. Walmesley, Khan Sahib Ismail Hajee Essa Sait, Rao Sahib K. Ayyappan and the Conservator of Forests were absent.

QUESTIONS AND ANSWERS

ACQUISITION OF LAND—KOOTTALA ROAD

120 A. Mr. C. V. Iyyu *(Kunnamkulam):* Will Government be pleased to state.—

(*a*) whether the Thiruvilwamala Panchayat have submitted proposals for acquiring the lands belonging to Messrs. T. L. Rama Ayyar, T. N. Subramania Ayyar, V. K. Panku Nayar and Srimathi V. K. Minakshi Amma of Kaniarkod Village for straightening the Kuttala Road in Thiruvilwamala Panchayat area which ends in the yard of the present Hon'ble Minister commencing from the Trichur Thiruvilwamala Road;

(*b*) whether the same panchayat submitted for the same purpose to acquire almost all the portions in the homesteds belonging to the persons referred to in (*a*) when the present Hon'ble Minister was the Panchayat President;

(*c*) whether the L. A. Proceedings for the same proposal was not cancelled as per G. O. D-4 17065/14, dated 26th June 1939 after the then Hon'ble Minister conducting a local inspection;

(*d*) the present Hon'ble Minister is not the brother-in-law in both ways of the President of Thiruvilwamala Panchayat;

(*e*) whether there was any memorial or separate memorials presented by the aggrieved party referred to in (*a*) above to see that the L. A. Proceedings now taken up by the Panchayat at present be also cancelled;

(*f*) what is the present width of the Kuttala Road where the proposed widening and straightening was required;

(*g*) whether the Government be pleased to place the memorial or separate memorials as the case may be before the Council Table;

(*h*) whether the very same memorialists referred above in (*a*) and (*e*) had surrendered lands free to the Government for widening and straightening the existing Kuttala Road referred to above in (a) and (*f*) in the year 1109;

(*i*) will they be pleased to place on the table the whole L. A. file originals of the memorials or memorial received and the connected back file order D4-17065/14, dated 6th June 1939 including the report of the then Hon'ble Minister Dr. A. R. Menon after the local inspection;

(*j*) whether they will be pleased to place the sketch of the "Kuttala Road" showing specifically (*i*) the lands freely surrendered by people including the memorialists in 1109, (*ii*) the portions of the parambas proposed to be acquired and abandoned in 114 after local inspection and (*iii*) the lands now proposed to be acquired for widening or straightening of the said Kuttala Road in Meenam 1119;

(*k*) whether the Diwan or any independent officer was deputed by the Government to further investigate about the allegations in the memorial as prayed for in paragraph II;

(*l*) if so, who is that officer;

(*m*) whether they will be pleased to place his report on the table;

(*n*) whether any stay order has been issued by the Government staying the L. A. Proceedings;

(*o*) if so, when;

(*p*) will the Government be pleased to infrom as to how the matter stands at present,

(*q*) the total amount which will be involved in the payment of the proposed Land Acquisition Proceedings referred to in (a) above ?

Mr. T. K. Nayar (*Minister for Rural Development*) :

(*a*) At the instance of the Thiruvilwamala Panchayat the Panchayat Department submitted proposals for acquiring certain sites for easing the curves of the road. The road in question starts from P.W.D. Lakkidi Road and ends at the Bharatha Puzha. It does not stop at the yard of the present Minister. The proposal is to acquire and ease the sharp curves along the road.

(*b*) The Panchayat Department submitted proposals for acquiring certain sites for widening the road in question in 1114 in consultation with the Panchayat. Mr. T. K. Nayar was the then President of the Thiruvilwamala Panchayat.

(*c*) Yes.

(*d*) Yes.

(*e*) There were two petitions complaining against the acquisition.

(*f*) It varies from 25 to 32 links. The proposal is to straighten the sharp curves and not to widen the road.

(*g*) The two petitions referred to in (*e*) are placed on the Council Table.

(*h*) No.

(*i*) The connected files are placed on the Council Table.

(*j*) A sketch of the Kutala Road showing the lands now proposed to be acquired for straightening the roads is placed on the Council Table. Within the limited time it has not been possible to verify and furnish in the sketch the full details as required in the question.

(*k*) The Diwan Peishkar was ordered to inspect the place and submit a report.

(*l*) Vide answer to (*k*).

(*m*) A copy of the report is placed on the Council Table.

(*n*) Yes.

(*o*) On 6th May 1944/24th Medam 1119.

(*p*) Acquisition is in progress.

(*q*) The cost report has not yet been received.

Mr. C. V. Iyyu (*Kunnamkulam*) : May I know, Sir, whether this land acquisition is not the same land acquisition published in Part I of the Gazette, dated 17th Meenam 1119. The order was issued under the order of the Ministry of Rural Development?

Mr. President: The Hon'ble Member will give the particulars of that Gazette notification.

Mr. C. V. Iyyu (*Kunnamkulam*): I shall even read the notification.—

൧൦ ൬൦ ലെ ൨-ാം വകുപ്പ് ൫-ാം പട്ടികയനുസരിച്ചു താഴെ പട്ടികയിൽ വിവരം പറയുന്നതും ഏറക്കുറെ ഏഴേമുക്കാൽ സെൻറ് വിസ്തീർണ്ണമുള്ളതുമായ ഭൂമി ഒരു പബ്ലിക്കുപയോഗത്തിനു് അത്യാവിഭ്യം പഞ്ചായത്തു റോഡിനു് ആവശ്യമായിരിക്കുന്നു എന്നും ടി ആക്ട് ൩-ം, ൫-ം വകുപ്പുകൾപ്രകാരം ഒരു പേഷ്കാർക്കുള്ള അധികാരങ്ങളെ നടത്തുന്നതിനായി ദിവാൻപേഷ്കാരവർകളെ നിശ്ചയിക്കുകയും ടി ഭൂമി സർക്കാരിലേക്കു് എടുപ്പാൻ വേണ്ട നടപടികളും നടത്തുന്നതിനായി ഉത്തരവു കൊടുക്കുകയും ചെയ്തിരിക്കുന്നു എന്നു് ഇതിനാൽ പ്രസിദ്ധപ്പെടുത്തിയിരിക്കുന്നു. ടി ഭൂമിയുടെ ഒരു പ്ലാൻ ദിവാൻപേഷ്കാരാപ്പീസിൽ വെച്ചിരിക്കുന്നതും ആപ്പീസുള്ള സമയങ്ങളിൽപോയി പരിശോധിക്കാവുന്നതുമാകുന്നു.

താലൂക്ക്—തലപ്പിള്ളി വില്ലേജ്—കണിയാർക്കോട്ട

Survey numbers are all given.

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May I know, whether there is not in this petition mentioned that in the year 1109 the owners of those lands surrendered some portion of the lands free?

Mr. T. K. Nayar *(Minister for Rural Development):* There is such a statement in the petition.

Mr. C. V. Iyyu *(Kunnamkulam):* May I know, whether there is not such a statement that the Hon'ble Minister when he was the President of the Local Panchayat in 1109 has written letters in his own hand-writing thanking the owners of the lands who surrendered?

Mr. T. K. Nayar *(Minister for Rural Development):* There is also such a statement in the petition.

Mr. C. V. Iyyu *(Kunnamkulam):* May I know, whether the Minister thinks that any such letter.....

Mr. President: What the Hon'ble Minister thinks is not a subject for question. If the Hon'ble Member has all the information why is he putting question to the Government?

Mr. C. V. Iyyu *(Kunnamkulam):* I just want to brush up the memory of the Minister.

Mr. President: That is not a supplementary question?

Mr. C. V. Iyyu *(Kunnamkulam):* Is there not another allegation as follows.—

"ഈ നോട്ടീസ്സിൽ പറയുന്നപ്രകാരം ഈ ഭൂമി അകപ്പയർ ചെയ്യുന്നതുകൊണ്ട് പൊതു ജനങ്ങൾക്ക് യാതൊരു ആവശ്യവും ഇല്ല. പൊതുജനാവശ്യത്തിനു് ഇപ്പോഴുള്ള പാത ധാരാളം മതിയാകുന്നതാണ്".

Mr. President: I understand from the Hon'ble Minister's answer that these petitions have been laid on the table of the House. It is quite unnecessary for the Hon'ble Member to read extracts from them.

Mr. C. V. Iyyu *(Kunnamkulam):* I have.....

Mr. President: Order, order. I have said it is quite unnecessary for the Hon'ble Member to read extracts from petitions which have been placed on the table of the House.

Mr. C. V. Iyyu *(Kunnamkulam):* All the Hon'ble Members may not see it.

Mr. President: Order, order. That is their responsibility.

Mr. C. V. Iyyu *(Kunnamkulam):* May I know, whether the previous Hon'ble Minister has not personally inspected the roads and has ordered that the land acquisitions proposed are not necessary.

Mr. President: Order, order. That question seems to me to be one which the Government might very well answer.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri):* May I know, Sir, whether any Hon'ble Member of the House can monopolise papers that are placed on the Council Table? I raise that as point of order.

Mr. President: Papers placed on the table of the House are at the disposal of all Hon'ble Members. Naturally all Hon'ble Members cannot read the same paper at the same time.

Mr. C. V. Iyyu *(Kunnamkulam):* May I know, whether the extent of the property is the same as that which was once proposed to be acquired in 1114?

Mr. T. K. Nayar *(Minister for Rural Development):* No.

Mr. C. V. Iyyu *(Kunnamkulam):* May I know, whether the ownership of the lands is the same?

Mr. T. K. Nayar *(Minister for Rural Development):* No.

Mr. C. V. Iyyu *(Kunnamkulam):* May I know, whether there was a petition of the same person in one case and a petition of the daughter of the person who was aggrieved in the previous petition.

Mr. T. K. Nayar *(Minister for Rural Development):* There is no such petition.

Mr. C. V. Iyyu *(Kunnamkulam):* There is.

Mr. President: The Hon'ble Member must not contradict. The Hon'ble Minister says that there is no such petition. The Hon'ble Member has no business to say "yes, there is".

Mr. T. K. Nayar *(Minister for Rural Development):* There are two petitions, one from a lady and one from a Brahmin. One of the signatory is the daughter of the previous signatory. Both are alive. That is from my memory.

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Mr. C. V. Iyyu *(Kunnamkulam)*: That may be. So that all the lands are not the same.

Mr. T. K. Nayar *(Minister for Rural Development)*: No.

Mr. C. V. Iyyu *(Kunnamkulam)*: Do some of the lands belong to the same owner?

Mr. T. K. Nayar *(Minister for Rural Development)*: Yes.

Mr. C. V. Iyyu *(Kunnamkulam)*: May I know, whether the land acquisition ordered in the Gazette notification which I have read first was a new land acquisition suggested by the Diwan Peishkar according to his report, dated 18th August 1944.

Mr. T. K. Nayar *(Minister for Rural Development)*: It is obvious, Sir. The notification is some months back and the report is dated one or two months ago. How can that be.

Mr. C. V. Iyyu *(Kunnamkulam)*: According to the Diwan Peishkar's report was.....

Mr. President: Order, order. Is the Hon'ble Member asking for information ? What information does he want ?

Mr. C. V. Iyyu *(Kunnamkulam)*: Whether all the lands proposed to be acquired by the Gazette notification has been approved by the Diwan Peishkar?

Mr. President: Why does not the Hon'ble Member put the question in that way ?

Mr. C. V. Iyyu *(Kunnamkulam)*: We cannot understand whether the land is proposed by the Gazette notification has been agreed to in the Diwan Peishkar's report.

Mr. T. K. Nayar *(Minister for Rural Development)*: The report is on the Council Table and it is with the Hon'ble Member. The Diwan Peishkar suggested some alterations in the alignment.

Mr. C. V. Iyyu *(Kunnamkulam)*: May I know, whether the report is accepted by the Government ?

Mr. T. K. Nayar *(Minister for Rural Development)*: Yes.

Mr. C. V. Iyyu *(Kunnamkulam)*: And the acquisition is according to the report of the Diwan Peishkar, dated 18th August 1944 ?

Mr. T. K. Nayar *(Minister for Rural Development)*: It is.

Mr. C. V. Iyyu *(Kunnamkulam)*: Is not the extent the same ?

Mr. T. K. Nayar *(Minister for Rural Development)*: I do not know, the extent. Because the Diwan Peishkar has not actually studied the extent of the land he has suggested certain alterations. It may be less and he has suggested another acquisition also, which was not included in the previous proposal. When all these things are included, I do not know, whether it was more or less.

Mr. K. T. Achyutan *(Ezhuvas-Talappalli)*: May I know, when this Kuttala road came into being?

Mr. T. K. Nayar *(Minister for Rural Development)*: Must be in 1109.

Mr. C. V. Iyyu *(Kunnamkulam)*: May I know, whether there are any houses between the House of the Hon'ble Minister and the Bharatha Puzha where the so called Kuttala Road ends ?

Mr. T. K. Nayar *(Minister for Rural Development)*: There cannot be any houses because my house is on the Bank of the Bharatha Puzha.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri)*: May I know, Sir, whether the road is not ending, at a bathing ghat on the Bharatha River.

Mr. C. V. Iyyu *(Kunnamkulam)*: The Minister has said that it does not end in the Minister's House. I want to know whether where the road meets there are houses between the Minister's House and the Bharatha Puzha.

Mr. T. K. Nayar *(Minister for Rural Development)*: I answered that.

Mr. K. T. Achuthan *(Ezhuvas-Talappalli)*: May I know, whether there were proposals for taking this road to the Thiruvilwamala Panchayat.

Mr. T. K. Nayar *(Minister for Rural Development)*: In fact the previous proposal in 1114 included several other items.

മിസ്റ്റർ കെ. എസ്സ്. പണിക്കർ: ബസ്സ് ഓടുന്ന ഈ വഴിയാണോ ഇത്?

മിസ്റ്റർ ടി. കെ. നായർ: ബസ്സും പോകുന്നുണ്ട്.

മിസ്റ്റർ കെ. എസ്സ്. പണിക്കർ: ഷെഡ്ഡ് എവിടെയാണ്?

മിസ്റ്റർ ടി. കെ. നായർ: ബസ്സ് ഷെഡ്ഡ് പാമ്പാടിയിലാണ്. ലക്ഷ്മി സ്റ്റേഷനിലേക്ക പോകുന്നവഴിക്കാണ് ബസ്സ്സ്റ്റാൻറ്. എന്റെ വീട്ടിലുള്ള കാർ ഷെഡ്ഡിനെപ്പറ്റിയാണ് ചോദിക്കുന്നതെങ്കിൽ അവിടേക്കും ഈ വഴിയിൽക്കൂടി പോകാം.

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മിസ്റ്റർ കെ. എസ്സ്. പണിക്കർ: ബസ്സോ കാറോ പോകുവാനുള്ള ആവഴി എത്രവരെ ഉണ്ടെന്നു പറയുമോ?

മിസ്റ്റർ ടി. കെ. നായർ: നേരിട്ടുപോകാവുന്നവഴിയാണ്. വഴിക്കു വളവില്ല. കുറെ ദൂരം പോകാം.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri)*: May I know, Sir, whether the Hon'ble Minister's statement that this road leads to the Minister's car shed is correct?

Mr. T. K. Nayar *(Minister for Rural Development)*: No.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri)*: There is a private road of the Hon'ble Minister branching off from this road. Is that the position, Sir?

Mr. T. K. Nayar *(Minister for Rural Development)*: Yes. അങ്ങോട്ടും പോകാമെന്നാണു ഞാൻ പറഞ്ഞതു്.

മിസ്റ്റർ കെ. എസ്സ്. പണിക്കർ: അവിടംവിട്ടു് ആ റോഡു് പിന്നേയും നീണ്ടുപോകുന്നുണ്ടോ?

മിസ്റ്റർ ടി. കെ. നായർ: ഒന്നാമതു് എന്റെ വീട്ടിലേക്കും പിന്നെ അവിടെനിന്നു പഞ്ചായത്തുകുളം പോകുന്നുണ്ടു്.

Mr. C. V. Iyyu *(Kunnamkulam)*: May I know, whether there is any public bathing ghat maintained by the Panchayat or any private bathing ghat belonging to the Minister at the end of the road?

Mr. T. K. Nayar *(Minister for Rural Development)*: It is within my compound.

Mr. C. V. Iyyu *(Kunnamkulam)*: So it is a private bathing ghat?

Mr. T. K. Nayar *(Minister for Rural Development)*: It is my bathing ghat. There is another bathing ghat lower down.

Mr. C. V. Iyyu *(Kunnamkulam)*: Is it maintained by the Panchayat?

Mr. T. K. Nayar *(Minister for Rural Development)*: It is a bathing ghat constructed by a philanthropic Brahmin years ago and we put up a summer panthal also lower down.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri)*: May I know, Sir, whether the Bharatha Puzha is not bunded during summer slightly below the bathing ghat and there will be plenty of water there then.

Mr. T. K. Nayar *(Minister for Rural Development)*: Yes; there will be plenty of water for people to bathe.

Mr. President: It seems that we are getting a long way along this road.

Mr. C. V. Iyyu *(Kunnamkulam)*: I may be allowed to put 120B and 120C together.

Mr. President: Yes.

SCINDI CALF—PURCHASE OF BY THE MINISTER

120 B. Mr. C. V. Iyyu *(Kunnamkulam)*: Will Government be plesed to state.—

(*a*) whether the Hon'ble Minister has purchased a calf (Scindi Breed) from the Cherpu Rural Centre since he became Minister;

(*b*) if so, when;

(*c*) the age of the calf;

(*d*) the price the Hon'ble Minister has paid;

(*e*) whether the calf was male or female;

(*f*) whether there was any better offer;

(*g*) whether the calf was bid in auction;

(*h*) whether the calf has delivered now;

(*i*) if so, when?

Mr. T. K. Nayar *(Minister for Rural Development)*:

(*a*) No.

(*b*) to (*i*) No answer is necessary in view of answer to (*a*) above.

COWS, BULLS, Etc. IN THE CENTRAL FARM—PARTICULARS OF

120 C. Mr. C. V. Iyyu *(Kunnamkulam)*: Will Government be pleased to state.—

(*a*) the ages, names and the number of cows, bulls and calves attached to the Rural Centre and the Central Farm belonging to the Government on the day on which the Exhibition under the auspices of the National War Front have been opened by the Diwan;

(*b*) whether there have been any written or verbal offers for any of the bulls, calves, cows or heifers belonging to the Government;

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